

1 NICOLA T. HANNA
United States Attorney
2 BRANDON D. FOX
Assistant United States Attorney
3 Chief, Criminal Division
STEVEN R. WELK
4 Assistant United States Attorney
Chief, Asset Forfeiture Section
5 JOHN J. KUCERA (California Bar No. 274184)
Assistant United States Attorney
6 Asset Forfeiture Section
Federal Courthouse, 14th Floor
7 312 North Spring Street
Los Angeles, California 90012
8 Telephone: (213) 894-3391
Facsimile: (213) 894-0142
9 E-mail: John.Kucera@usdoj.gov

10 Attorneys for Plaintiff
UNITED STATES OF AMERICA

11
12 IN THE UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA

14 *IN THE MATTER OF THE SEIZURE OF:*

Case No. 18-CV-06742-RGK (PJW)

15 ANY AND ALL FUNDS HELD IN
16 REPUBLIC BANK OF ARIZONA
ACCOUNT[S] XXXX1889, XXXX2592,
17 XXXX1938, XXXX2912, AND XXXX2500.

**NOTICE OF MATERIAL
DEVELOPMENT**

18
19 Plaintiff United States of America (the “government”), by and through its
20 counsel of record, the United States Attorney’s Office for the Central District of
21 California and Assistant United States Attorney John J. Kucera, hereby file this
22 Notice of Material Development.

23 On October 24, 2019, in *United States v. Lacey, et al.* 2:18-CR-00422-001-
24 PHX-SMB (D. Ariz.), the Hon. Susan M. Brnovich entered an order denying
25 Defendants Michael Lacey, James Larkin, Scott Spear, and John Brunst’s Motion
26 to Dismiss the Indictment in that case (the “Order”).

27 //
28

1 The Order addressed at numerous points First Amendment arguments raised
2 by the moving defendants in their motions to dismiss, certain of which claimants
3 have asserted, repeated, or referenced in these proceedings.

4 The Court's Order is attached as Exhibit A.

5 Dated: October 24, 2019

Respectfully submitted,

6 NICOLA T. HANNA
7 United States Attorney

8 BRANDON D. FOX
9 Assistant United States Attorney
Chief, Criminal Division

10
11 /s/ John J. Kucera
12 _____
JOHN J. KUCERA
Assistant United States Attorney

13 Attorneys for Plaintiff
14 UNITED STATES OF AMERICA
15
16
17
18
19
20
21
22
23
24
25
26
27
28